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**SANDRA K. MARKHAM**

BY: Kelly Gresham

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**

**IN AND FOR THE COUNTY OF YAVAPAI**

STATE OF ARIZONA,

Plaintiff,

vs.

STEVEN DEMOCKER,

Defendant

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#1300CR201001325

*Expedited*  
**REQUEST FOR DISCLOSURE  
and Order**

**(Hon. Warren Darrow)**

This Request for the following items of discovery is made pursuant to Rules 15.1 and 15.6, Arizona Rules of Criminal Procedure, and Brady v. Maryland, 373 U.S. 83 (1963)<sup>1</sup>.

The Defendant is hereby requesting information regarding specific Yavapai County Attorney employees, including, but not limited to, the work assignments for the employees, both past and present, of each secretary, paralegal, attorney, victim witness advocate listed below.

This information must include who each employee's supervisor was, which (if any) attorney each

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1. In order to comply with Brady, "the individual prosecutor has a duty to learn of any favorable evidence known to the others acting on the government's behalf in this case, including the police." Kyles v. Whitley, 514 U.S. 419 (1995), Strickler v. Greene, 527 U.S. 263 (1999).

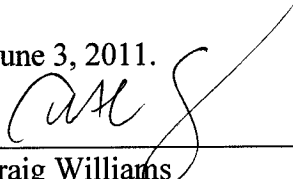
In Brady, the Court held "that the suppression by the prosecution of evidence favorable to an accused upon request violates due process where the evidence is material either to guilt or to punishment, irrespective of the good faith or bad faith of the prosecution." The Court has since held that the duty to disclose such evidence is applicable even though there has been no request by the accused, U. S.v. Agurs, 427 U.S. 97 (1976), and that the duty encompasses impeachment evidence as well as exculpatory evidence. U.S.v. Bagley, 473 U.S. 667 (1985). Moreover, the rule encompasses evidence "known only to police investigators and not to the prosecutor."

employee was assigned to, and what division of the Yavapai County Attorney each employee was assigned to, from July, 2008 through the present. The employees whose work assignment records are requested are:

1. Barb Paris;
2. Barbara Genego;
3. Carol Landis;
4. Deb Cowell;
5. Kathy Durrer;
6. Pam Spear;
7. Pat Kavanaugh;
8. Jack Fields;
9. Kurt Olson;
10. Marie Higgins;
11. Pam Moreton;
12. Pam Glover;
13. Rhonda Grubb;
14. Sean Paul;
15. Seretha Hopper;
16. Tony Camacho;

This information is necessary for the Defense to adequately prepare a Reply to the state's Response re: Motion to Dismiss for Prosecutorial Misconduct *or* Motion to Disqualify the Yavapai County Attorney's Office.

RESPECTFULLY SUBMITTED this June 3, 2011.

  
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Craig Williams  
Attorney at Law

Copies of the foregoing delivered this date to:  
Hon. Warren Darrow, Judge of the Superior Court  
Jeff Paupore, Steve Young, Yavapai County Attorney's Office  
Greg Parzych, Attorney for Defendant  
The Defendant

By:  \_\_\_\_\_